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ACTING ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street, 5th Floor  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the Board of Nursing

**FILED**

**JUN 25 2013**

**N.J. BOARD OF NURSING**

By: Barbara J.K. Lopez  
Deputy Attorney General  
(973) 648-7454

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

|                                 |   |                       |
|---------------------------------|---|-----------------------|
| IN THE MATTER OF THE SUSPENSION | : |                       |
| OR REVOCATION OF THE LICENSE OF | : | Administrative Action |
|                                 | : |                       |
| JAMIE L. CERVINI, LPN           | : | ORDER OF SUSPENSION   |
| License # 26NP05701600          | : | OF LICENSE            |
|                                 | : |                       |
| TO PRACTICE NURSING IN          | : |                       |
| THE STATE OF NEW JERSEY         | : |                       |
|                                 | : |                       |

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information indicating the following:

1. Jamie L. Cervini ("Respondent") is a Licensed Practical Nurse (LPN) in the State of New Jersey and has been a licensee at all relevant times. (Exhibit A).

2. Respondent entered into a private letter agreement with the Board on or about July 30, 2012. The agreement required, in part, that Respondent enroll in and participate with the

Recovery and Monitoring Program of the Institute for Nursing ("RAMP") to undergo evaluation and monitoring. The agreement, which was to remain private and confidential unless and until the Board received reliable information that Respondent had violated any term, was to have the force and effect of a Board Order within the intendment of N.J.A.C. 13:45C-1.4. (Exhibit B).

3. Respondent informed RAMP that she was ceasing participation in the program. In or about April 2013, Respondent left a voice message with her RAMP case manager stating that Respondent was "dropping out" of RAMP. Respondent failed to return calls made by the case manager. (Exhibit C).

4. In or about April 2013, Respondent ceased all participation with RAMP: Respondent failed to check-in on a daily basis with the online monitoring system; failed to submit to random screens; failed to supply monthly self-evaluation reports; and failed to attend peer support meetings. (Exhibit C).

5. Respondent failed to follow RAMP's recommendation that she continue treatment with the County of Cumberland First Step Clinic. The First Step Program discharged Respondent as a client on or about April 16, 2013, allegedly because Respondent

forged a letter from her physician attempting to explain her absences from the First Step Level I treatment program. (Exhibit C).

6. On or about June 3, 2013, a communication was sent to Respondent at her address of record by overnight and regular mail, advising Respondent that the Board had received information indicating that she was not in compliance with the private letter agreement and with her agreement with RAMP. Respondent was further advised to provide the Board with proof of any inaccuracy in that information within two weeks. (Exhibit D). To date, Respondent has not replied.

7. The private letter agreement signed by Respondent provided for automatic suspension of Respondent's nursing license upon receipt of reliable information indicating that Respondent had violated any term of the private letter agreement. The agreement states that Respondent may, upon notice to the Board, request a hearing to contest her automatic suspension; however, at any such hearing, the sole issue shall be whether any of the information received regarding Respondent's violation of the agreement was materially false. The Board also reserved the right to bring further disciplinary action. (Exhibit B).

8. Respondent's "dropping out" of RAMP before she successfully completed the program, failure to undergo random screens, failure to submit reports, failure to attend meetings, and failure to follow the recommendation by RAMP for further treatment each violates the private letter agreement and constitutes a violation of N.J.A.C. 13:45C-1.4, subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e), and automatic suspension of her license as provided in the private letter agreement.

ACCORDINGLY, IT IS on this 25 day of June, 2013,  
HEREBY ORDERED that:

1. Respondent's license to practice nursing in the State of New Jersey is hereby suspended for her violation of the terms of the private letter agreement as set forth above, which is a violation of a Board Order within the intendment of N.J.A.C. 13:45C-1.4 and N.J.S.A. 45:1-21(e).

2. Respondent may, under the terms of the private letter agreement, request a hearing, upon notice, on the sole issue of whether information received that Respondent has failed to comply with the terms of the private letter agreement was materially false.

3. In the event that Respondent seeks reinstatement of her

New Jersey nursing license at any future time, the Board shall not entertain any application for reinstatement without a demonstration by Respondent that she is in full compliance with the terms and conditions of the private letter agreement and with any agreement with RAMP, in addition to a demonstration that she is fit and competent to practice.

NEW JERSEY STATE BOARD OF NURSING

By: *Patricia Murphy PLD APN*  
Patricia Murphy, PhD, APN  
Board President

# **EXHIBIT A**

## Jamie L. Cervini

Date of birth: [REDACTED]  
Date of death:  
License No.: **26NP05701600**  
Profession: Nursing  
License type: Licensed Practical Nurse

License status: **Inactive**      Last renewal date: 05/13/2011  
Date this status: 08/28/2012      Expiration date: 05/31/2013  
Issue date: 10/13/2005

### Address of Record

[REDACTED]

### Education

School name: Cumberland County  
Degree/Certificate: Certificate of Completion  
Date Graduated: 08/01/2005  
Major: Nursing

### Prerequisite License(s)

None

# **EXHIBIT B**





CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
New Jersey Board of Nursing  
124 Halsey Street, 6<sup>th</sup> Floor, Newark NJ 07102  
[www.njconsumeraffairs.gov/medical/nursing.htm](http://www.njconsumeraffairs.gov/medical/nursing.htm)



JEFFREY S. CHIESA  
Attorney General

ERIC T. KANEFSKY  
Acting Director

**Mailing Address:**  
P.O. Box 45010  
Newark, NJ 07101  
(973) 504-6430

July 24, 2012

### Regular Mail

Ms. Jamie Cervini

26NP05701600

Re: Private letter agreement

Dear Ms. Cervini:

The New Jersey Board of Nursing and/or RAMP has reviewed information which reveals that you may have problems related to mental health and/or substance abuse that could have affected and/or might subsequently affect your nursing activities. The Board has therefore authorized me to propose to resolve this matter by private letter agreement. However, if this agreement is not returned signed within fifteen (15) days, this offer may be withdrawn. Moreover this offer of private resolution is premised on the information of which the Board and/or RAMP is currently aware, i.e., that RAMP was advised on 7/19/12 by Woodbine Developmental Center you were arrested in March 2012 for possession of CDS and DUI. In the event that information emerges indicating that the dimensions of the problem are greater than indicated above, or that your conduct results in a criminal conviction, the Board reserves the right, in light of its responsibilities, to take public disciplinary action. Except as indicated above, or if the Board receives reliable information indicating that you have violated this agreement, the Board will shall maintain the confidentiality of this letter agreement.

In order to determine how to finally resolve this matter, the Board requests that you sign this document in order to indicate that you:

1. Agree to undergo a comprehensive mental health and substance abuse evaluation to be conducted by a qualified mental health evaluator as recommended by the Recovery and Monitoring Program of New Jersey (RAMP) within 30 days hereof, if required by RAMP. Agree that the evaluator shall prepare a report which shall include an evaluation of your mental health condition and substance use history (if any), whether you are able to safely and competently practice nursing, and said report shall include recommendations for further treatment and monitoring, if applicable, including the need for continued random urine screens, or limitations of practice.
2. Agree to enroll in RAMP (The Recovery and Monitoring Program) for a minimum of 90 days during which time you shall be required to undergo random observed urine screens panel or hair screens, submit monthly self-evaluation reports, and attend regular Peer Support Meetings. Your failure to submit to or provide a urine or hair sample when requested, failure to supply

reports on a timely basis, and failure to attend peer support meetings shall be deemed to be a violation of the terms of this agreement, as shall other violations of your RAMP contract.

3. Agree to arrange for the aforementioned comprehensive mental health and substance abuse evaluation report to be forwarded to the Board and to RAMP within 30 days hereof.
4. Agree that RAMP shall notify the Board immediately if you become noncompliant with the program requirements and provide the Board with a copy of all documents relating thereto.
5. Agree to submit complete copies of the RAMP Initial Application form and RAMP Agreement form to the Board within 30 days hereof.
6. Agree to follow the recommendations (if any) by RAMP and/or the evaluator for further treatment, which may include inpatient or intensive outpatient treatment, and/or more lengthy enrollment in RAMP, and to limit your nursing practice if recommended by RAMP. This may include your placing your nursing license into inactive status.
7. Agree to be responsible for all costs of the comprehensive mental health and substance abuse evaluation, urine screens, the enrollment participation fees associated with RAMP and/or further treatment and monitoring, if applicable.
8. Agree that until successful completion of RAMP you will notify RAMP in writing of any change of employment within 10 days of being terminated, resigning or taking a leave of absence from any place of nursing employment. Also you will notify the Board in writing of any change in name or official address of record within ten days thereof.
9. Agree to notify the Board in writing if you are arrested, indicted or convicted of any crime or offense within 10 days thereof.
10. Agree to refrain from the use of any and all potentially addictive substances except as prescribed by an authorized health care practitioner. You shall report any such use to RAMP in writing within five days of receiving such a prescription together with the name of the prescribing health care practitioner, the name of the drug, the quantity, frequency, length and reason for its use.
11. Agree that your signature on this agreement shall specifically constitute a waiver of confidentiality of documents and information forwarded by the Board to RAMP and by RAMP to the Board, and received pursuant to this agreement, so as to permit their use, and use of this private letter agreement, in any proceeding regarding your license in the event you violate any provision of this agreement.
12. Agree that you shall remain in RAMP until successful completion of or release from the program. Agree that unless you have successfully completed RAMP, and received written notification from the Board that you are relieved of the requirements of this letter agreement, you may not modify the conditions of this agreement without submitting a written petition to the Board providing a detailed explanation of the basis for your modification request, and then entering into a new, modified agreement with the Board which may not necessarily be confidential.
13. Agree that any deviation from the terms of this private letter agreement without the prior written consent of the Board shall constitute a failure to comply with the terms of this agreement.

Upon receipt of any reliable information indicating that you have violated any term of this agreement, your nursing license may be automatically suspended by the Board. You may, upon notice, request a hearing to contest the entry of such an order. At any such hearing the sole issue shall be whether any of the information received regarding your violation of the agreement was materially false. In addition, the Board reserves the right to bring further disciplinary action.

Upon your forwarding this signed agreement, of which you should retain a copy, to my attention, you should immediately contact Wendy Summers, at (609)883-5335, Extension 23, leaving a message with a telephone number where you may be contacted. In the event that there is no response within 48 hours, you may contact Jamie Smith, RAMP's Interim Director, at (609)883-5335, Extension 20, and leave a message with a contact number. Be prepared to forward a copy of this letter to RAMP. You will be promptly contacted and advised as to how to proceed in order to enroll in RAMP, and to obtain the written evaluation. This agreement and any resulting evaluation shall remain confidential unless you fail to abide by its terms. This agreement shall have the force and effect of a Board Order within the intendment of N.J.A.C. 13:45C-1.4.

Very truly yours,

By:



Patricia A. Murphy, PhD, APN  
Board President

I have read the above agreement  
and agree to be bound by its terms.



Jamie Cervini

7-30-12

Date

# **EXHIBIT C**

JOHN J. HOFFMAN  
ACTING ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street, 5<sup>th</sup> Floor  
P.O. Box 45029  
Newark, New Jersey 07101

By: Barbara J.K. Lopez  
Deputy Attorney General  
(973) 648-7454

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

|                                 |   |                       |
|---------------------------------|---|-----------------------|
| IN THE MATTER OF THE SUSPENSION | : |                       |
| OR REVOCATION OF THE LICENSE OF | : | Administrative Action |
|                                 | : |                       |
| JAMIE L. CERVINI, LPN           | : | CERTIFICATION OF      |
| License # 26NP05701600          | : | SUZANNE KINKLE        |
|                                 | : |                       |
| TO PRACTICE NURSING IN THE      | : |                       |
| STATE OF NEW JERSEY             | : |                       |
|                                 | : |                       |

I, Suzanne Kinkle, RN, of full age, certify as follows:

1. I am a registered professional nurse in the State of New Jersey.

2. I am employed as the Director of the Recovery and Monitoring Program (RAMP), with offices at the Institute for Nursing, 1479 Pennington Road, Trenton, New Jersey 08618. In the course of my employment, I perform the task of informing the Board of Nursing when a RAMP participant is non-compliant and may not be safe to practice. In the course of my employment, I am a custodian of RAMP's records kept in the ordinary course of business. I searched RAMP's

records pertaining to Jamie L. Cervini, LPN and I make this certification based upon the results of my search.

3. RAMP's records indicate that on July 30, 2012, Ms. Cervini signed an agreement with RAMP for purposes of obtaining an evaluation with drug screening and monitoring.

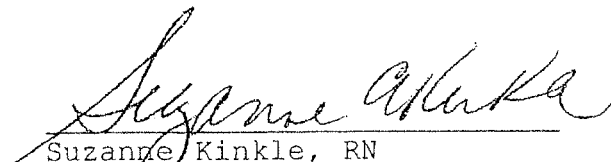
4. RAMP's records indicate that on or about April 15, 2013, Ms. Cervini left a voice message for her case manager at RAMP stating that she was "dropping out" of RAMP. RAMP's records indicate that Ms. Cervini did not successfully complete RAMP and RAMP did not release Ms. Cervini.

5. RAMP's records indicate that the case manager called and left messages for Ms. Cervini, but that Ms. Cervini never responded to those messages.

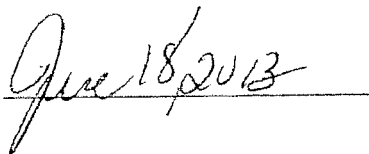
6. RAMP's records indicate that Ms. Cervini failed to participate in any way with RAMP since April 15, 2013. Ms. Cervini ceased checking-in on a daily basis with the online monitoring system on April 16, 2013.

5. RAMP's records indicate that RAMP recommended that Ms. Cervini receive treatment at the County of Cumberland First Step Clinic. RAMP's records include a letter dated April 16, 2013, from the County of Cumberland First Step Clinic discharging Ms. Cervini from their Level 1 treatment program after Ms. Cervini forged a letter from her physician relating to her absences from the Level 1 treatment program.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

  
Suzanne Kinkle, RN  
RAMP Director

Date:



# **EXHIBIT D**





CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

*State of New Jersey*  
OFFICE OF THE ATTORNEY GENERAL  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF LAW  
PO Box 45029  
Newark, NJ 07101

JEFFREY S. CHIESA  
Attorney General

CHRISTOPHER S. PORRINO  
Director

June 3, 2013

via regular and overnight mail  
Jamie Cervini  
[REDACTED]

Re: Noncompliance with Private Letter Agreement

Dear Ms. Cervini:

The New Jersey State Board of Nursing received credible information indicating that you are not in compliance with the private letter agreement you signed on July 30, 2012. According to the Recovery And Monitoring Program (RAMP), on or about April 15, 2013 you left a voice message for your case manager at RAMP stating that you were dropping out of RAMP; failed to return calls from your case manager; failed to check-in on a daily basis with the online monitoring system since April 15, 2013; and failed to participate in any way with RAMP since April 15, 2013. Additionally, RAMP received information indicating that on or about April 16, 2013, the County of Cumberland First Step Clinic Program discharged you from the Level 1 treatment program that you had been attending after you forged a letter from your physician relating to your absences from the Level 1 treatment program.

The private letter agreement provides for automatic suspension of your New Jersey nursing license for noncompliance with the private letter agreement, and correspondingly, for noncompliance with your agreement with RAMP. If the information the Board received is not accurate, please forward proofs that you are in compliance with the private letter agreement and with your agreement with RAMP to my attention within two weeks. Your



June 3, 2013

Page 2

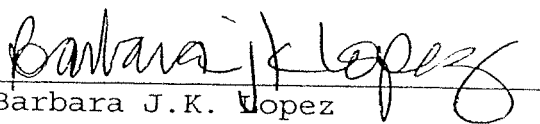
failure to demonstrate that you are in compliance with the private letter agreement and your agreement with RAMP may result in the filing of a public Order of Suspension of your nursing license in New Jersey.

You may, of course, consult with an attorney if you so desire. If you have any questions, feel free to call me.

Sincerely yours,

JEFFREY S. CHIESA  
ATTORNEY GENERAL OF NEW JERSEY

By:

  
Barbara J.K. Lopez  
Deputy Attorney General



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| Delivered On:      | 06/04/2013 10:21 A.M. |
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UPS

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